

1 BILL NO. S-89-07-14

2 SPECIAL ORDINANCE NO. S-104-89

3 AN ORDINANCE approving the awarding of
4 Reference #882 by the City of Fort
5 Wayne, Indiana, by and through its
6 Department of Purchasing and KELLEY
7 CHEVROLET for the Water Maintenance &
8 Service Department and Water Pollution
9 Control Maintenance Department.

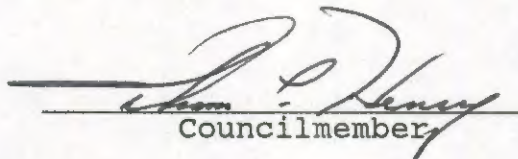
10 NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF
11 THE CITY OF FORT WAYNE, INDIANA;

12 SECTION 1. That Reference #882 between the City of
13 Fort Wayne, by and through its Department of Purchasing and
14 KELLEY CHEVROLET for the Water Maintenance & Service
15 Department and Water Pollution Control Maintenance
16 Department, respectfully for:

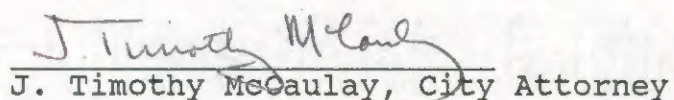
17 the purchase of two (2) van type trucks
18 for the Water Maintenance & Service
19 Department and Water Pollution Control
20 Maintenance Department.

21 involving a total cost of Forty-Six Thousand Seven Hundred
22 Sixty-Nine and 80/100 Dollars (\$46,769.80), all as more
23 particularly set forth in said Reference #882 which is on
24 file in the Office of the Department of Purchasing, and is
25 by reference incorporated herein, made a part hereof, and is
26 hereby in all things ratified, confirmed and approved.

27 SECTION 2. That this Ordinance shall be in full force
28 and effect from and after its passage and any and all
29 necessary approval by the Mayor.

30 
31 Councilmember

32 APPROVED AS TO FORM
AND LEGALITY


J. Timothy McCaulay, City Attorney

REF NO.: 882

DEPT.: WATER MAINT. & WPC MAINT.

DATE: 7/6/89

ITEM/SERV.: TWO (2) VAN TYPE TRUCKS

PURCHASING INFORMATION

ADVERTISED BID: YES

DATES ADVERTISED: 6/2 & 6/9

OPENING DATE: 6/22/89

WRITTEN QUOTE:

DUE DATE:

VERBAL QUOTE:

SINGLE SOURCE:

NO. OF VENDORS NOTIFIED: 14

NO. OF VENDORS RECEIVING BID PACKET: 6

NO. OF VENDORS RETURNING BID: 2

NO. OF VENDORS DISQUALIFIED:

NO. OF VENDORS NOT RESPONDING: 12

DATE SENT TO DEPT. FOR RECOMMENDATION: 6/23/89

DATE RECOMMENDATION REC'D IN PURCHASING: 7/5/89

DATE INFO SENT TO LAW DEPT.: 7/6/89

INTRODUCTION DATE: 7/11/89

DISCUSSION DATE: 7/18/89

PASSAGE DATE: 7/25/89

ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT LAST YEAR:
(IF APPLICABLE)

SPECIFICATION SHEET

SPECIFICATIONS FOR TWO (2) 1989 VAN TYPE TRUCKS INCLUDING ALL STANDARD EQUIPMENT AS LISTED IN THE MANUFACTURER'S LITERATURE UNLESS SUPERCEDED BY ANY OF THE FOLLOWING SPECIFICATIONS LISTED HEREIN:

- | | |
|-------------------------------------|--|
| 1. YEAR: | 1989 |
| 2. MODEL: | VAN TYPE TRUCK |
| 3. REAR WHEEL: | DUAL |
| 4. BODY CONSTRUCTION: | ALL ALUMINUM |
| 5. BULKHEAD BETWEEN DRIVER & CARGO: | FULL ALUMINUM, W/24" SLIDING DOOR IN CENTER |
| 6. INSIDE LENGTH: | 177", BACK OF DRIVER'S SEAT MINIMUM |
| 7. INSIDE HEIGHT: | 76" MINIMUM |
| 8. INSIDE WIDTH: | 86" MINIMUM |
| 9. OVERHEAD DOOR: | WRAP AROUND DOUBLE DOORS |
| 10. FLOOR PLATE: | SAFETY TREAD ALUMINUM |
| 11. GVW: | 14000 LB. |
| 12. WHEELBASE: | 157" |
| 13. AIR CLEANER: | DRY |
| 14. ALTERNATOR: | 85 AMPS OR BETTER |
| 15. FRONT AXLE: | 4000 LB. |
| 16. REAR AXLE: | 11000 LB. |
| 17. BATTERY: | 12V, 70 AMP HR HEAVY DUTY |
| 18. BRAKES, SERVICE: | DISC POWER BRAKE, HD |
| 19. BRAKES, PARKING: | MICRO BRAKE LOCK |
| 20. BUMPERS: | FRONT STANDARD; REAR TO BE HEAVY CHANNEL BUMPER-ICC STEP BUMPER W/STEEL MESH |
| 21. RADIO: | AM - FM |
| 22. CIGARETTE LIGHTER: | REQUIRED |

23. CONTROLS & INSTRUMENTS:	FULL GAUGE, LIGHT SWITCH, HEAD- LIGHT BEAM CONTROL, HEADLIGHT HIGH BEAM INDICATOR, DIRECTIONAL SIGNAL INDICATOR
24. DIRECTIONAL SIGNALS:	2 DOUBLE FACE FRONT & 2 REAR
25. ENGINE:	8 CYLINDER-350 CI OR BETTER
26. OIL FILTER:	FULL FLOW, 1 QT CAPACITY
27. HEATER & DEFROSTER:	FRESH AIR, HEAVY DUTY
28. LIGHTS:	ALL STANDARD, W/CAB MARKER AND ICC HAZARD FLASHERS, ALL LIGHTS & SAFETY EQUIPMENT TO MEET STATE REQUIREMENTS
29. WINDOWS:	SIDE, TO BE SLIDING TYPE
30. LOCKS:	OUTSIDE LOCK HANDLES ON ALL SIDES
31. MIRRORS:	JR. WEST COAST ON BOTH SIDES
32. POWER STEERING:	REQUIRED
33. SEATS:	2 SINGLE SEATS, DRIVER & PASS.
34. SEAT BELTS:	DRIVER & PASS.
35. SHOCK ABSORBERS:	HEAVY DUTY, FRONT & REAR
36. SPRINGS, FRONT:	HEAVY DUTY COMPATIBLE W/APPROX. 4000 LB. AXLE RATING
37. SPRINGS, REAR:	HEAVY DUTY COMPATIBLE W/APPROX. 11000 LB. AXLE RATING
38. SUN VISORS:	DRIVE & PASS.
39. TIRES, FRONT:	8 X 19.5 REGULAR TREAD
40. TIRES, REAR:	DUAL, 8 X 19.5 MUD & SNOW
41. TRANSMISSION:	AUTOMATIC
42. WINDSHIELD WIPERS & WASHERS:	DUAL 2 SPEED ELECTRIC WIPERS & WASHERS
43. COLOR:	(1) CODE 34, LIGHT BLUE, REGATTA BLUE, (1) INTERNATIONAL #409 YELLOW
44. UNDERCOATING:	REQUIRED

45. EMERGENCY ALERT:

MAKE:

MODEL:

YEAR:

DELIVERY TIME ARO:

FREIGHT:

COST:

TOTAL COST PER UNIT:

TOTAL COST BOTH:

BACK UP WARNING SYSTEM

W4710

Chevrolet

CP 3144Y

1989

90 Days

\$ 650.00

\$ 22,734.90

\$ 23,384.90

\$ 46,769.80

INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
219-427-1101

BID OPENING DATE: June 22, 1989 BID REFERENCE # 882

BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A. M. ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS AND SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER."

THIS INVITATION FOR BID IS FOR Two (2) Van Type Trucks

AND REQUESTED BY Water Maintenance & Service

PLEASE RETURN THIS FORM AND/OR ANY OF THE OTHER FORMS AS REQUESTED ON THE THE SHEET OF CONTENTS WITH YOUR SEALED BID.

THIS BID REQUIRES A xxx 5% BID BOND, CERTIFIED CHECK, OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: 0 % IF PAID WITHIN DAYS.

THE CITY OF FORT WAYNE IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS 356-001-255-0013. PRICES SHOULD NOT INCLUDE THESE TAXES.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME Kelley Chevrolet

STREET ADDRESS 500 E. State

CITY Fort Wayne, IN. 46805

BY Keith Batdorf PHONE 484-5566
REPRESENTATIVE SIGNATURE



FIREMAN'S FUND INSURANCE COMPANY
THE AMERICAN INSURANCE COMPANY
NATIONAL SURETY CORPORATION
ASSOCIATED INDEMNITY CORPORATION
AMERICAN AUTOMOBILE INSURANCE COMPANY

BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we, Kelley Chevrolet, Inc.
500 East State, Fort Wayne, IN 46805
as Principal, hereinafter called the Principal, and Fireman's Fund Insurance Company

a corporation duly organized under the laws of the State of California
as Surety, hereinafter called the Surety, are held and firmly bound unto City of Fort Wayne
Fort Wayne, IN

as Obligee, hereinafter called the Obligee, in the sum of Five Percent (5%) of Maximum Bid -----
----- Dollars (\$) -----

for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for Supplying Two (2) Trucks

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or contract documents with good and sufficient surety for the faithful performance of such contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 19th day of June A.D. 19 89

Ann Parker
(Witness)

KELLEY CHEVROLET, INC.

(Principal)

(Seal)

Keith Bazzey Fleet Mgr
(Title)

Jannett K. Lukas
(Witness)

FIREMAN'S FUND INSURANCE COMPANY

(Surety)

(Seal)

Duwan F. Page Meyer
Duwan F. Page Meyer

Attorney in fact

REFERENCE NO. 882
VAN TYPE TRUCKS
W M & S/WPC MAINTENANCE

DESCRIPTION	BRADLEY CHEVY	KELLEY CHEVROLET	TOM WOOD
MODEL	CHEVROLET	CHEVROLET	NO BID
YEAR	1990	1989	
DEL TIME ARO	90 DAYS	90 DAYS	
FREIGHT	\$550.00	\$650.00	
COST OF VAN	\$25,228.00	\$22,734.90	
TOTAL PER UNIT	\$25,778.00	\$23,384.90	
TOTAL FOR TWO	\$51,556.00	\$46,769.80	

FIREMAN'S FUND INSURANCE COMPANY

KNOW ALL MEN BY THESE PRESENTS: That FIREMAN'S FUND INSURANCE COMPANY, a Corporation duly organized and existing under the laws of the State of California, and having its principal office in the City and County of San Francisco, in said State, has made, constituted and appointed, and does by these presents make, constitute and appoint EDWARD M. BROWN, HARRY A. CRAWFORD, RONALD J. HARRUFF, LEONARD B. KOELLER, JAMES E. VAN DYCK, HAROLD E. EVERETT, DUWAN F. TAGMEYER, JEFFREY C. JOHNSON, DANNY M. VAN TREESE, CONNIE S. OVERHOLSER, LORETTA A. SPRING and SUZANNE HOPPER, FORT WAYNE, IN jointly or severally its true and lawful Attorney(s)-in-Fact, with full power and authority hereby conferred in its name, place and stead, to execute, seal, acknowledge and deliver any and all bonds, undertakings, recognizances or other written obligations in the nature thereof _____

and to bind the Corporation thereby as fully and to the same extent as if such bonds were signed by the President, sealed with the corporate seal of the Corporation and duly attested by its Secretary, hereby ratifying and confirming all that the said Attorney(s)-in-Fact may do in the premises.

This power of attorney is granted pursuant to Article VIII, Section 30 and 31 of By-laws of FIREMAN'S FUND INSURANCE COMPANY now in full force and effect:

"Article VIII, Appointment and Authority Assistant secretaries, and Attorney-in-Fact and Agents to accept Legal Process and Make Appearances.

Section 30, Appointment. The Chairman of the Board of Directors, the President, any Vice-President or any other person authorized by the Board of Directors, the Chairman of the Board of Directors, the President or any Vice-President, may, from time to time, appoint Resident Assistant Secretaries and Attorneys-in-Fact to represent and act for and on behalf of the Corporation and Agents to accept legal process and make appearances for and on behalf of the Corporation.

Section 31, Authority. The Authority of such Resident Assistant Secretaries, Attorneys-in-Fact, and Agents shall be as prescribed in the instrument evidencing their appointment, and any such appointment and all authority granted thereby may be revoked at any time by the Board of Directors or by any person empowered to make such appointment."

This power of attorney is signed and sealed under and by the authority of the following Resolution adopted by the Board of Directors of FIREMAN'S FUND INSURANCE COMPANY at a meeting duly called and held on the 15th day of July, 1966, and said Resolution has not been amended or repealed:

"RESOLVED, that the signature of any Vice-President, Assistant Secretary, and Resident Assistant Secretary of this Corporation, and the seal of this Corporation may be affixed or printed on any power of attorney, on any revocation of any power of attorney, or on any certificate relating thereto, by facsimile, and any power of attorney, any revocation of any power of attorney, or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Corporation.

IN WITNESS WHEREOF, FIREMAN'S FUND INSURANCE COMPANY has caused these presents to be signed by its Vice-President,

and its corporate seal to be hereunto affixed this 17th day of November, 19 86.



STATE OF CALIFORNIA
COUNTY OF MARIN

ss.

FIREMAN'S FUND INSURANCE COMPANY

By Richard Williams
Vice-President

On this 17th day of November, 19 86, before me personally came Richard Williams to me known, who, being by me duly sworn, did depose and say: that he is Vice-President of FIREMAN'S FUND INSURANCE COMPANY, the Corporation described in and which executed the above instrument; that he knows the seal of said Corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said Corporation and that he signed his name thereto by like order.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year herein first above written.



STATE OF CALIFORNIA
COUNTY OF MARIN

ss.

CERTIFICATE

I, the undersigned, Resident Assistant Secretary of FIREMAN'S FUND INSURANCE COMPANY, a CALIFORNIA Corporation, DO HEREBY CERTIFY that the foregoing and attached POWER OF ATTORNEY remains in full force and has not been revoked; and furthermore that Article VIII, Sections 30 and 31 of the By-laws of the Corporation, and the Resolution of the Board of Directors, set forth in the Power of Attorney, are now in force.

Signed and sealed at the County of Marin. Dated the 19th day of June, 19 89.



Loretta E. Prater
Resident Assistant Secretary

Each Bidder is required to file a fully executed Certificate of Non-Segregated Facilities once a year.

CERTIFICATION OF NON-SEGREGATED FACILITIES

The Bidder certifies that he does not maintain or provide for his employees any segregated facilities at any of his establishments, and that he does not permit his employees to perform their services at any location, under his control, where segregated facilities are maintained. The Bidder certifies further that he will not maintain or provide for his employees any segregated facilities at any of his establishments and that he will not permit his employees to perform their services at any location under his control where segregated facilities are maintained. The Bidder agrees that a breach of this certification will be a violation of the Equal Opportunity clause in any contract resulting from acceptance of this bid. As used in this certification, the term "segregated facilities" means any waiting room, work area, restrooms and washrooms, restaurant or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation and housing facilities provided for employees which are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, or national origin, because of habit, local custom, or otherwise. The Bidder agrees that (except where the Bidder has obtained identical certification from proposed subcontractors for specific time periods) he will obtain identical certification from proposed subcontractors prior to the award of subcontracts exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity clause and that he will retain such certifications in his files.

NOTE: THE PENALTY FOR MAKING FALSE STATEMENTS IN OFFERS IS PRESCRIBED IN 18 U.S.C. 1001.

Date: 6-19, 1989

Kelley Chou

Name of Bidder

By: Keith Bandy

Title: Fleet Mgr

Official Address: (including zip code)

500 E. State

Font Wayne, IN. 46805

The undersigned, on behalf of Kelley Chew
_____, does hereby make the following representations
to the City of Fort Wayne, Indiana.

WHEREAS, it is acknowledged that the Common Council
of the City of Fort Wayne, Indiana, has passed an ordinance con-
demning the apartheid policies of the country of South Africa;

WHEREAS, Council's ordinance requires that all persons,
firms or corporations submitting bids to the City, for goods and
services, certify, as part of the bid, that such entity does not
support the policies of apartheid in South Africa.

The undersigned states, on behalf of Kelley Chew
_____, that Kelley Chew
does not support or endorse the policy of apartheid in South Africa.

IN WITNESS WHEREOF, this Certification has been signed
this 19 day of June, 1989.

Kelley Chew
(Name of Bidder/Vendor)

Ruth Bazzley Fleet MGR
(Name and Title of Person Signing)

Read the first time in full and on motion by Henry, seconded by Talarico, and duly adopted, read the second time by title and referred to the Committee on City Utilities (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19____, at _____ o'clock _____ M., E.S.T.

DATED: 7-11-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Talarico, and duly adopted, placed on its passage. PASSED LOST by the following vote:

	<u>AYES</u>	<u>NAYS</u>	<u>ABSTAINED</u>	<u>ABSENT</u>
<u>TOTAL VOTES</u>	<u>9</u>			
<u>BRADBURY</u>	<u>✓</u>			
<u>BURNS</u>	<u>✓</u>			
<u>EDMONDS</u>	<u>✓</u>			
<u>GIAQUINTA</u>	<u>✓</u>			
<u>HENRY</u>	<u>✓</u>			
<u>LONG</u>	<u>✓</u>			
<u>REDD</u>	<u>✓</u>			
<u>SCHMIDT</u>	<u>✓</u>			
<u>TALARICO</u>	<u>✓</u>			

DATED: 8-1-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL) (ZONING MAP) ORDINANCE RESOLUTION NO. D-104-89
on the 1st day of August, 1989,

ATTEST
Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

SEAL
Charles S. Reed
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 2nd day of August, 1989, at the hour of 11:00 o'clock A. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Approved and signed by me this 4th day of August, 1989, at the hour of 2:30 o'clock P. M., E.S.T.

PAUL HELMKE
PAUL HELMKE, MAYOR

DIGEST SHEET

J-85-07-14

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 882 for two (2) van type trucks for Water Maintenance & Service and Water Pollution Control Maintenance. The cost reflects the lowest and most responsible of two (2) vendors.

EFFECT OF PASSAGE: This will enable W M & S to work with their large meters. WPC Maintenance will fit the van with grouting equipment to seal the interiors of manholes to prevent infiltration of storm water and sanitary system. Concentration initially in St. Joe Township.

EFFECT OF NON-PASSAGE: Current van used by W M & S is small and worn out, larger van needed to keep efficient program on large meters, which effect revenue. WPC Maintenance needs van to effectively stop further deterioration of the sewer system, especially in St. Joe Township.

MONIES INVOLVED: Kelley Chevrolet \$46,769.80

PRICE AGREEMENT:

PURCHASE ORDER: Yes

SOURCE OF FUNDING: Water Maintenance
513-523-W101-4441

WPC Maintenance
514-533-B101-4441

PRIOR APPROVAL:
(IF APPLICABLE)

DATE:

BILL NO. S-89-07-14

REPORT OF THE COMMITTEE ON CITY UTILITIES

THOMAS C. HENRY, CHAIRMAN
MARK E. GIAQUINTA, VICE CHAIRMAN
LONG, BURNS, TALARICO

WE, YOUR COMMITTEE ON CITY UTILITIES TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding
of Reference #882 by the City of Fort Wayne, Indiana, by and
through its Department of Purchasing and KELLEY CHEVROLET for
the Water Maintenance & Service Department and Water Pollution
Control Maintenance Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(ORDINANCE) (~~RESOLUTION~~)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

Thomas C. Henry

Mark E. Giaquinta

Long

Samuel J. Talarico

DATED:

8-1-85.

Sandra E. Kennedy
City Clerk